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# TRANSMITTAL FORM

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Total Number of Pages in This Submission

3

Application Number

09/924,428

Filing Date

August 7, 2001

First Named Inventor

Lei WU

Art Unit

1641

Examiner Name

C. Cheu

Attorney Docket Number

471842000500

## ENCLOSURES (Check all that apply)



Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/  
Incomplete ApplicationReply to Missing Parts under  
37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a  
Provisional ApplicationPower of Attorney, Revocation  
Change of Correspondence Address

Terminal Disclaimer



Request for Refund



CD, Number of CD(s) \_\_\_\_\_



Landscape Table on CD

After Allowance Communication  
to TCAppeal Communication to Board of  
Appeals and InterferencesAppeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please  
Identify below):Statement of Substance of  
Interview (2 pages)  
Return Receipt Postcard

Remarks

CUSTOMER NO. 25225

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

MORRISON &amp; FOERSTER LLP

Signature

Printed name

Peng Chen

Date

February 28, 2005

Reg. No.

43,543

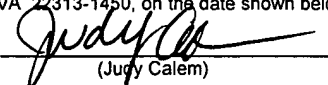
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: February 28, 2005

Signature: 

(Judy Calem)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: February 28, 2005 Signature: 

(Judy Calem)

Docket No.: 471842000500  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re Patent Application of:  
Lei WU, et al.

Application No.: 09/924,428

Art Unit: 1641

Filed: August 7, 2001

Examiner: C. Cheu

For: MICRODEVICE CONTAINING  
PHOTORECOGNIZABLE CODING  
PATTERNS AND METHODS OF USING AND  
PRODUCING THE SAME THEREOF

**STATEMENT OF SUBSTANCE OF INTERVIEW**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Communication of January 28, 2005 in connection with the above-identified patent application. Applicants are required to file a statement of substance of the interview.

During the telephonic interview on January 28, 2005, the undersigned and Examiner Jacob Cheu and Examiner Long Le discussed Claim 1 of the subject application and Dames, et al (WO 09924428). At the conclusion of the discussion, an agreement with respect to Claim 1 was reached as follows:

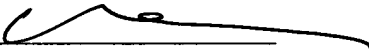
Applicant points out that the "holes" in the Dames reference are "penetratable" different from claim 1. Furthermore, applicant points out that using Dames et al. is not a proper motivation to combine with the Tiffany, Chen or Liotta et al. references because the Dames

reference specifically requires "anode" treatment for increasing cell attachment, whereas the instant invention does not have this "anode" feature. Examiner Cheu will reconsider the arguments and conduct a search of prior art. If the search results show anticipation/obviousness, the finality of the last Office Action will be removed and a new Office Action will be issued.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. **471842000500**. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: February 28, 2005

Respectfully submitted,

By   
Peng Chen

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